



STATE OF NEW YORK

UNEMPLOYMENT INSURANCE APPEAL BOARD

PO Box 15126

Albany NY 12212-5126

DECISION OF THE BOARD

Mailed and Filed: JANUARY 20, 2023

IN THE MATTER OF:

Appeal Board No. 626396

PRESENT: GERALDINE A. REILLY, MEMBER

The Department of Labor issued the initial determination holding the claimant eligible to receive benefits. The employer requested a hearing and objected contending that the claimant should be disqualified from receiving benefits because the claimant voluntarily separated from employment without good cause.

The Administrative Law Judge held a telephone conference hearing at which all parties were accorded a full opportunity to be heard and at which testimony was taken. There were appearances by the claimant and on behalf of the employer. By decision filed October 12, 2022 (), the Administrative Law Judge overruled the employer's objection and sustained the initial determination.

The employer appealed the Judge's decision to the Appeal Board.

Based on the record and testimony in this case, the Board makes the following

FINDINGS OF FACT: The claimant was employed by an auto parts company as a parts specialist from November 2020 until June 16, 2022. She earned \$15 per hour. On June 15, 2022, she received an offer of employment to work for another company as a full-time service writer. She would be paid a salary of \$32,000, with a start date of June 29. The claimant accepted the new position. On June 16, the claimant resigned her employment in order to accept other employment.

OPINION: The credible evidence establishes that claimant voluntarily left her employment in order to accept a definite job offer. Accepting a definite job

offer constitutes good cause for voluntary separation from employment. Accordingly, we conclude that the claimant's employment ended under non-disqualifying conditions.

DECISION: The decision of the Administrative Law Judge is affirmed.

The employer's objection, that the claimant should be disqualified from receiving benefits because the claimant voluntarily separated from employment without good cause, is overruled.

The initial determination, holding the claimant eligible to receive benefits, is sustained.

The claimant is allowed benefits with respect to the issues decided herein.

GERALDINE A. REILLY, MEMBER